

("Lynn Facility") of Section 165(a) of the Act, 42 U.S.C. 7475(a), the Prevention of Significant Deterioration ("PSD") regulations found at 40 CFR § 52.21 (b) through (v), Section 111 of the Act, 42 U.S.C. 7411, and the New Source Performance Standards ("NSPS") found at 40 CFR § 60.44(b). The complaint alleges that GE failed to obtain PSD permits in connection with the construction of two jet engine test cells in 1981 and 1982, the modification of two jet engine test cells in 1986 and 1987, the installation of a new steam-generating boiler in 1986. The complaint also alleges that the steam-generating boiler violated the NSPS limitations for the emission of nitrogen oxides ("NO_x") during certain periods of time in 1991 and 1992.

Pursuant to the proposed consent decree, GE has agreed to pay a civil penalty of \$225,000 and to implement a Supplemental Environmental Project that involves the replacement of an oil-based coolant with a water-based coolant for some of the lathing and milling machinery at the Lynn Facility. GE has also agreed to a cap on the overall annual NO_x emissions from its 29 jet engine test cells, as well as a cap on the overall annual NO_x and SO₂ emissions from its four steam-generating boilers.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. General Electric Co.*, DOJ Ref. # 90-5-2-1-1892.

The proposed Consent Decree may be examined at the New England office of the Environmental Protection Agency, One Congress Street, Boston, Massachusetts (contact Greg Dain at 617-565-3318) and at the Consent Decree Library, 1120 G Street, NW., 4th Floor, Washington, DC 20005, (202) 624-0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, NW., 4th Floor, Washington, DC 20005. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$14.00 (\$0.25 per page reproduction costs) payable to the Consent Decree Library.

Joel M. Gross,

Section Chief, Environmental Enforcement Section.

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Notice of Lodging of Consent Decree Pursuant to the Safe Drinking Water Act

In accordance with Departmental policy, 28 CFR § 50.7, notice is hereby given that a proposed consent decree in *United States v. Selleck, Inc. and Robert E. Schaefer*, Civil Action No. C93-1004Z, was lodged on March 29, 1996 with the United States District Court for the Western District of Washington in Seattle. The terms of the proposed Consent Decree provides as follows: (1) Defendants are required to pay a civil penalty of \$20,000; (2) defendant Selleck is required to admit liability for violating an Emergency Administrative Order and for specified violations of the National Primary Drinking Water Regulations; (3) defendants agree to undertake a Supplemental Environmental Project with an estimated value in excess of \$60,000; (4) defendant Schaefer is required immediately to resign from any and all positions he holds with Selleck and is permanently enjoined from participating in any operational or ownership capacity in connection with any other surface or ground water system; (5) defendants have agreed to substantial stipulated penalties for future violations of the National Primary Drinking Water Regulations and/or the deadlines and other provisions of the Consent Decree.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed consent decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Selleck, Inc. and Robert E. Schaefer*, DOJ Ref. #90-5-1-1-5029.

The proposed consent decree may be examined at the office of the United States Attorney, 800 Fifth Ave., Suite 3600, Seattle, WA 98102; the Region X Office of the Environmental Protection Agency, 1200 Sixth Ave., Suite 1503, Seattle, WA 98101; and at the Consent Decree Library, 1120 G Street NW., 4th Floor, Washington, DC 20005, (202) 624-0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street NW., 4th Floor, Washington, DC 20005. In requesting a copy please refer to the referenced case and enclose a check in the amount of \$7.00 (25 cents per page

reproduction costs), payable to the Consent Decree Library.

Joel M. Gross,

Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

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Notice of Consent Judgment Pursuant to the Resource Conservation and Recovery Act, and the Clean Water Act

In accordance with Departmental Policy, 28 CFR § 50.7, 38 Fed. Reg. 19029, notice is hereby given that a proposed Consent Decree in *United States v. Wormuth Brothers Foundry, Inc.*, Civil Action No. 96-CV-0520 (FJS) (N.D.N.Y.), was lodged with the United States District Court for the Northern District of New York on March 29, 1996. The proposed Consent Decree resolves the United States' claims against Wormuth for multiple violations of the Resource Conservation and Recovery Act, as amended ("RCRA"), 42 U.S.C. § 6900 *et seq.*, and violations of the wetlands provisions of the Clean Water Act, 33 U.S.C. 1251 *et seq.*, at its iron smelting foundry in Athens, New York. The Consent Decree requires the Defendant to perform investigations and undertake corrective action to close the drum storage areas, grade and cap a filled area of wetlands, and monitor groundwater, surface water, and sediments at and around the foundry. The Consent Decree also provides that Wormuth will pay a civil penalty of \$60,000, based on its financial ability.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, written comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Wormuth Brothers Foundry, Inc.*, Civil Action No. 96-CV-0520 (FJS) (N.D.N.Y.), D.O.J. Ref. No. 90-7-1-707.

The proposed Consent Decree may be examined at the Office of the United States Attorney, James T. Foley Federal Building, 445 Broadway, Albany, New York 12207; at the Region II Office of the U.S. Environmental Protection Agency, 290 Broadway, New York, New York 10278; and at the Consent Decree Library, 1120 G Street, NW., 4th Floor, Washington, DC 20005, (202) 624-0892. A copy of the Consent Decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, NW., 4th Floor, Washington, DC 20005. In requesting a copy, please enclose a